

1 JARED G. CHRISTENSEN, ESQ.
2 Nevada State Bar No. 11538
3 DELEELA M. WEINERMAN, ESQ.
4 Nevada State Bar No. 13985
5 BREMER WHYTE BROWN & O'MEARA LLP
6 1160 N. TOWN CENTER DRIVE
7 SUITE 250
8 LAS VEGAS, NV 89144
9 TELEPHONE: (702) 258-6665
10 FACSIMILE: (702) 258-6662
11 jchristensen@bremerwhyte.com
12 dweinerman@bremerwhyte.com

Attorneys for Defendant,
ALLSTATE INSURANCE COMPANY

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

2 || ASHLEY HERNANDEZ, an individual;
DOMINIC L. WYCKOFF, an individual,

Plaintiffs,

vs.

6 ALLSTATE INSURANCE COMPANY,
7 a Foreign Corporation; DOES 1 through
10, inclusive; and ROE
7 CORPORATIONS 1 through 10,
inclusive.

Defendants.

Case No. 2:23-cv-00405-JAD-BNW

**STIPULATION AND ORDER TO
AMEND COMPLAINT AND
WITHDRAW ALLSTATE
INSURANCE COMPANY'S
MOTION TO DISMISS**

Plaintiffs ASHLEY HERNANDEZ and DOMINIC L. WYCKOFF by and through their attorney of record, Ralph A. Schwartz, Esq. of Ralph A. Schwartz. P.C. and Defendant ALLSTATE INSURANCE COMPANY by and through its attorneys of record, Jared G. Christensen, Esq., and Deleela M. Weinerman, Esq. of the law firm Bremer, Whyte, Brown & O'Meara, LLP, hereby stipulate as follows:

IT IS HEREBY STIPULATED AND AGREED that Plaintiffs shall file a
Third Amended Complaint attached hereto as Exhibit 1.

111

IT IS HEREBY FURTHER STIPULATED AND AGREED Defendant ALLSTATE INSURANCE COMPANY's Motion to Dismiss is hereby withdrawn. DATED this 4th day of April 2023 DATED this 4th day of April 2023

BREMER WHYTE BROWN & O'MEARA LLP

RALPH A. SCHWARTZ, P.C.

/s/ Deleela M. Weinerman

/s/ Ralph A. Schwarts

Jared G. Christensen, Esq.
Nevada State Bar No. 11538
Deleela M. Weinerman, Esq.
Nevada State Bar No. 13985
*Attorneys for Defendant,
Allstate Insurance Company*

Ralph A. Schwartz, Esq.
Nevada State Bar No. 5488
*Attorney for Plaintiffs,
Ashley Hernandez and
Dominic L. Wyckoff*

ORDER

Based upon the foregoing Stipulation, and good cause so appearing:

IT IS ORDERED, ADJUDGED AND DEGREED that, Plaintiffs be granted leave to file their Third Amended Complaint attached hereto as Exhibit 1.

IT IS FURTHER ORDERED, ADJUDGED AND DEGREED that Defendant ALLSTATE INSURANCE COMPANY'S Motion to Dismiss is hereby withdrawn.

IT IS SO ORDERED.

DATED: April 5, 2023.

Jan L. W. Kelder

United States Magistrate Judge